

Service Date: November 7, 1994

**FINAL ORDER NO. 6346**

**DEPARTMENT OF PUBLIC SERVICE REGULATION  
MONTANA PUBLIC SERVICE COMMISSION  
1701 Prospect Avenue, P.O. Box 202601  
Helena, Montana 59620-2601**

<b>IN THE MATTER OF Evergreen Disposal, Inc.,</b>	<b>)</b>	
<b>Kalispell, Montana, application for a</b>	<b>)</b>	<b>Docket No. T-94.89.PCN</b>
<b>Montana Intrastate Certificate of Public</b>	<b>)</b>	<b>Order No. 6346</b>
<b>Convenience and Necessity.</b>	<b>)</b>	

The Commission, being fully advised in the premises, makes the following findings, conclusions and order:

**FINDINGS OF FACT**

1. On August 24, 1994, Evergreen Disposal, Inc., 1970 Whalebone Drive, Kalispell, MT 59901, filed an application with the Montana Public Service Commission under Title 69, MCA, for a Certificate of Public Convenience and Necessity authorizing transportation of the following:

Class D - Refuse, waste and garbage serving points located from the westerly edge of the Kalispell city limits along Highway 2 west to the Flathead County line, including all points and places within twenty (20) miles of Highway 2 west located in Flathead County.

2. In accordance with Section 69-23-321, MCA, this matter was noticed to the public September 7, 1994. That notice said in pertinent part:

If no written protests are received by September 27, 1994, a hearing may not be held and a final order may be issued in this Docket. If a protest is received, a hearing will be scheduled. Individual notice of the hearing will be given only to Protestants and Applicant.

The application included affidavits of support.

3. No protests or responses of any kind were received.

4. The record of this application is available for inspection at the Public Service Commission Office, 1701 Prospect Avenue, P.O. Box 202601, Helena, Montana 59620-2601.



**BY ORDER OF THE MONTANA PUBLIC SERVICE COMMISSION.**

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**BOB ANDERSON, Chairman**

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**BOB ROWE, Vice Chairman**

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**DAVE FISHER, Commissioner**

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**NANCY McCAFFREE, Commissioner**

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**DANNY OBERG, Commissioner**

**ATTEST:**

**Kathlene M. Anderson  
Commission Secretary**

**(SEAL)**

**NOTE:** Any interested party may request the Commission to reconsider this decision. A motion to reconsider must be filed within ten (10) days. See 38.2.4806, ARM.